PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE NOV 0 3 2005 e Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays Application Number 09/809,121 TRANSMITTAL Filing Date March 15, 2001 First Named Inventor **FORM** Daniel LIEBERMAN Art Unit 3729 **Examiner Name** KIM (to be used for all correspondence after initial filing) Attorney Docket Number 32574-2/P02 Total Number of Pages in This Submission

				EN	CLOSURES (Check	all that apply	1)			
~		ransmittal Form			Drawing(s)			After Allowance Communication to TC Appeal Communication to Board		
	✓ Fe	Fee Attached		Licensing-related Papers		of Appeals and Interferences				
	Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority			Rem	Petition Petition to Convert to a Provisional Application Power of Attorney, Revoca Change of Correspondence Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on	e Address	Revo Certif	Propried Status Other Industrial below) est for example of the control of the con	Enclosure(s) (please Identify: Continued Examination (RCE), and Substitution of Attorney, Express Mailing, and Return	
Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53			tion ssing Parts FR 1.52 or 1.53	,						
			SIGNA	TURE	OF APPLICANT, ATT	ORNEY, C	OR AGE	ENT		
Firm Name Luce Forward Hamilton &			Scripps	LLP						
Signature										
Printed name David E. Heisey										
Date 10-27-0		Reg. No.		42,651						
CERTIFICATE OF TRANSMISSION/MAILING										
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:										
Signature Cunthic Stepcenek										
Typed or printed name Cynthia Stepanek			k	V			Date	10.27.05		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

OCT 2 8 2005

PTO/SB/17 (12-04v2)
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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	1145.00

Complete if Known					
Application Number	09/809,121				
Filing Date	March 15, 2001				
First Named Inventor	March 15, 2001 Daniel LIEBERMAN PECEIVE				
Examiner Name					
Art Unit	3729 NOV 0 3 2005				
Attorney Docket No.	32574-2/P02 OFFICE OF				

METHOD OF PAYMENT (check all that apply)							
METHOD OF PATIMENT (CITECK all triat apply)							
Check Credit	Card	Money Order	None	Other (please identify)):	
Deposit Account	Deposit Accou	nt Number: <u>50-06</u>	83	Deposit A	ccount Name:_	Luce Forwar	<u>d</u>
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under 37 CF	R 1.16 and 1	.17			, , ,		avida anadis aand
WARNING: Information on the information and authorization			nt card infor	nation should h	ot de included	on this form, Pr	bvide credit card
FEE CALCULATION							
1. BASIC FILING, SEA	RCH, AND	EXAMINATION	FEES				
,	FILING		SEARC			TION FEES	
Application Type	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FE							
Fee Description Fee (\$)							
Each claim over 20 (including Reissues) 50 25							
Each independent claim over 3 (including Reissues) 200 100							
Multiple dependent claims 360 180 Total Claims Extra Claims Fee (\$) Fee Paid (\$) Multiple Dependent Claims							
Total Claims - 20 or HP =	Extra Clai		<u>ree P</u>	aid (\$)			Fee Paid (\$)
HP = highest number of tota	d claims naid f	X	_ "			<u>Fee (\$)</u>	ree raid (\$)
Indep. Claims	Extra Clai	· •	Fee Pa	aid (\$)			
3 or HP =		x	_=				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer							
listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50							
sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$) - 100 = /50 = (round up to a whole number) x =							
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount) Fees Paid (\$)							
Other (e.g., late filin	g surcharge	e): <u>Petition to</u> Revi	ve (\$750): F	Request for Co	ntinued Exam	ination (\$395)	1145.00

SUBMITTED BY			
Signature	Tolkon	Registration No. 42,651 (Attorney/Agent)	Telephone (619) 233-2984
Name (Print/Type	David E. Heisey		Date 10-27-2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Atty. Docket No.: 32574-2/P03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:	3729
Art Unit:	2720
	3129
Examiner:	Paul D. KIM
Confirmation No.:	4629
	Examiner:

RECEIVEDSan Diego, California October 27, 2005

NOV 0 3 2005

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

OFFICE OF PETITIONS

CERTIFICATE OF EXPRESS MAILING

Dear Sir:

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EV 643172401 US

Date of Deposit:

October 27, 2005

I hereby certify that the enclosed Petition to Revive an Abandoned Application, Request for Continued Examination (RCE), Response to Office Action, Revocation and Substitution of Power of Attorney, Transmittal Form, Fee Transmittal, check in the amount of \$1145.00 and return-receipt postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to the Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

October 27, 2005	Cynthia Stepanik
Date	(Cynthia Stepanek